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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LOCAL 338, RWDSU,

Civil Action No. 07-cv-2824 (LBS)

Plaintiff,

vs.

FOODTOWN/PSK SUPERMARKETS, INC.,

Defendant.

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE AND
WITHOUT COSTS**

Pursuant to Fed.R.Civ.P. 41(a)(1), it is hereby stipulated and agreed, by and between the parties to this matter that the instant action, shall be and hereby is dismissed with prejudice, with each party to bear its own costs and attorneys' fees.

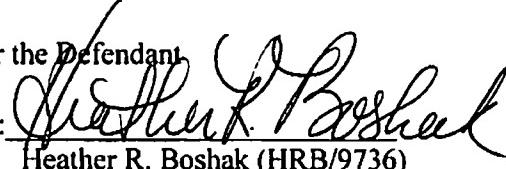
For the Plaintiff

By: 

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Dated: 12/18, 2007

For the Defendant

By: 

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Dated: 12/18, 2007

IT IS SO ORDERED:

Hon. Leonard B. Sand, U.S.D.J.